



EUROPEAN PARLIAMENT

2009 - 2014

Committee on Transport and Tourism

2013/0302(COD)

15.1.2014

AMENDMENTS

11 - 21

Draft report
Corien Wortmann-Kool
(PE522.878v01-00)

laying down technical requirements for inland waterway vessels and repealing
Directive 2006/87/EC of the European Parliament and of the Council

Proposal for a directive
(COM(2013)0622 – C7-0266/2013 – 2013/0302(COD))

AM_Com_LegReport

Amendment 11
Silvia-Adriana Țicău

Proposal for a directive
Recital 1

Text proposed by the Commission

(1) Directive 2006/87/EC of the European Parliament and of the Council⁶ establishes harmonised conditions for issuing technical certificates for inland waterway vessels throughout the Union's inland waterway network.

⁶ Directive 2006/87/EC of the European Parliament and of the Council of 12 December 2006 laying down technical requirements for inland waterway vessels and repealing Council Directive 82/714/EEC (OJ L 389, 30.12.2006, p. 1).

Amendment

(1) Directive 2006/87/EC of the European Parliament and of the Council⁶ establishes harmonised conditions for issuing technical certificates for inland waterway vessels throughout the Union's inland waterway network ***and ensures mutual recognition of these certificates, including those issued for navigation on the Rhine and Danube.***

⁶ Directive 2006/87/EC of the European Parliament and of the Council of 12 December 2006 laying down technical requirements for inland waterway vessels and repealing Council Directive 82/714/EEC (OJ L 389, 30.12.2006, p. 1).

Or. ro

Amendment 12
Olga Sehnalová

Proposal for a directive
Recital 5 a (new)

Text proposed by the Commission

Amendment

(5a) With reference to the process of harmonising technical requirements for inland waterways in the EU and associated costs, systematic efforts must be made to even out the disparities in the state of inland waterway infrastructure between the ‘old’ and ‘new’ Member

States, since the 'new' Member States' infrastructure is clearly much less developed and consequently also less economically beneficial.

Or. cs

Amendment 13
Eva Lichtenberger

Proposal for a directive
Recital 10

Text proposed by the Commission

(10) The conditions for the issuing of supplementary Union inland navigation certificates by Member States for operations on Zone 1 and 2 waterways (estuaries) and for operations on Zone 4 waterways should be harmonised more closely.

Amendment

(10) The conditions for the issuing of supplementary Union inland navigation certificates by Member States for operations on Zone 1 and 2 waterways **(estuaries) and** for operations on Zone 4 waterways should be harmonised more closely, **taking into account Articles 16 and 36 of the Regulation EU No 1315/2013^{6a} of the European Parliament and of the Council of 11 December 2013 on the Union guidelines for the development of the trans-European transport network and repealing Decision No 661/2010/EU.**

^{6a} *OJ L 56, 20.12.2013, p. 1.*

Or. en

Amendment 14
Silvia-Adriana Țicău

Proposal for a directive
Recital 15

Text proposed by the Commission

(15) The Union inland navigation certificate should be issued to a craft that

Amendment

(15) The Union inland navigation certificate should be issued to a craft that

passes a technical inspection carried out prior to the craft being put into service. This technical inspection should be used to check whether the craft complies with the technical requirements set out in this Directive. The competent authorities of the Member States *should* be entitled to carry out additional inspections at any time to verify that the craft's physical state matches the Union inland navigation certificates.

passes a technical inspection carried out prior to the craft being put into service. This technical inspection should be used to check whether the craft complies with the technical requirements set out in this Directive. The competent authorities of the Member States *shall* be entitled to carry out additional inspections at any time to verify that the craft's physical state matches the Union inland navigation certificates.

Or. ro

Amendment 15
Silvia-Adriana Țicău

Proposal for a directive
Recital 21

Text proposed by the Commission

(21) Changes in technical requirements need to be taken into account for reasons of safety of inland navigation and equivalence of certificates. In order to do so, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission to adapt the annexes to this Directive in line with scientific and technical progress or with developments in this area arising from the work of other international organisations, in particular the CCNR. ***It is particularly important that the Commission carries*** out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing-up delegated acts, should ensure simultaneous, timely and appropriate submission of the relevant documents to the European Parliament and to the Council.

Amendment

(21) Changes in technical requirements need to be taken into account for reasons of safety of inland navigation and equivalence of certificates. In order to do so, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission to adapt the annexes to this Directive in line with scientific and technical progress or with developments in this area arising from the work of other international organisations, in particular the CCNR. ***The Commission shall, in an open and transparent manner carry*** out appropriate consultations ***with all stakeholders*** during its preparatory work, including at expert level. The Commission, when preparing and drawing-up delegated acts, should ensure simultaneous, timely and appropriate submission of the relevant documents to the European Parliament and to the Council.

Or. ro

Amendment 16
Silvia-Adriana Țicău

Proposal for a directive
Article 5 – paragraph 2

Text proposed by the Commission

2. In respect of passenger vessels operating on Zone 3 waterways within its territory that are not linked to the navigable inland waterways of another Member State, each Member State may maintain technical requirements additional to those in Annex II. Member States may adopt such new additional technical requirements following the procedure referred to in paragraph 3. The additional requirements may cover only the elements listed in Annex III.

Amendment

In respect of passenger vessels operating on Zone 3 waterways within its territory that are not linked to the navigable inland waterways of another Member State, each Member State may maintain technical requirements additional to those in Annex II. Member States may adopt such new additional technical requirements following the procedure referred to in paragraph 3. The additional requirements may cover only the elements listed in Annex III.

Under no circumstances shall additional requirements restrict competition.

Or. ro

Amendment 17
Silvia-Adriana Țicău

Proposal for a directive
Article 8 – paragraph 1

Text proposed by the Commission

1. Union inland navigation certificates **may** be issued by the competent authorities of the Member States.

Amendment

1. Union inland navigation certificates **shall** be issued by the competent authorities of the Member States.

Or. ro

Amendment 18
Silvia-Adriana Țicău

Proposal for a directive
Article 13

Text proposed by the Commission

The validity of a Union inland navigation certificate may be exceptionally extended ***without*** a technical inspection in accordance with Annex II by the authority which issued or renewed it. The extension shall be indicated on the certificate.

Amendment

The validity of a Union inland navigation certificate may be exceptionally extended ***with*** a technical inspection in accordance with Annex II by the authority which issued or renewed it. The extension shall be indicated on the certificate.

Or. ro

Amendment 19
Gesine Meissner

Proposal for a directive
Article 22 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Any adaption of the Annexes shall be valid for three years from [date of entry into force of the Directive] unless the Annex is renewed after this period with the consent of the Committee referred to in Article 25. The Committee shall also review the legal character of the applied act.

Or. en

Justification

The CCNR has a good tradition of establishing technical rules for a three-year period in order to test the rules' technical validity and appropriateness for the small and sensitive market of inland waterway transport enterprises. Furthermore, the legal framework needs to be monitored on a regular basis.

Amendment 20
Eva Lichtenberger

Proposal for a directive
Article 24 – paragraph 3

Text proposed by the Commission

3. The European Parliament or the Council may revoke the delegation of power referred to in Articles 3, 4, 8, 10, 22 and 23 at any time. A revocation decision ***of revocation*** shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified in the decision. It shall not affect the validity of any delegated acts already in force.

Amendment

3. The European Parliament or the Council may revoke the delegation of power referred to in Articles 3, 4, 8, 10, 22 and 23 at any time. A revocation decision shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified in the decision. It shall not affect the validity of any delegated acts already in force.

Or. en

Amendment 21
Peter van Dalen

Proposal for a directive
Article 26 a (new)

Text proposed by the Commission

Amendment

Article 26a

Review

The Commission shall submit, before ...* and every three years thereafter, a report to the European Parliament and to the Council reviewing the effectiveness of the measures introduced by this Directive, particularly as regards the harmonisation of technical requirements and the development of technical standards for inland navigation. The report shall also review the mechanisms for cooperation with international organisations competent for inland navigation. The report shall, if appropriate, be accompanied by a legislative proposal to further streamline cooperation and coordination in establishing standards to

which reference can be made in legal acts of the Union.

** OJ: please insert the date: three years after the date of entry into force of this Directive.*

Or. nl